

**FEDERAL COMMUNICATIONS COMMISSION**  
**445 TWELFTH STREET SW**  
**WASHINGTON DC 20554**

**MEDIA BUREAU**  
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**APPLICATION STATUS:** (202) 418-2730  
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**ENGINEER:** Jerome J. Manarchuck  
**TELEPHONE:** (202) 418-7226  
**FACSIMILE:** (202) 418-1410  
**E-MAIL:** [Jerome.Manarchuck@fcc.gov](mailto:Jerome.Manarchuck@fcc.gov)

March 24, 2020

Relevant Radio, Inc.  
1496 Bellevue, Suite 202  
Green Bay, WI 54311

Re: Relevant Radio, Inc.  
KIHU(AM), Tooele, Utah  
Facility Identification Number: 35687  
Special Temporary Authority

Dear Applicant:

This is in reference to the request filed March 20, 2020, on behalf of Relevant Radio, Inc. ("RRI"). RRI requests special temporary authority ("STA") to operate station KIHU(AM) during nighttime and critical hours with emergency antenna facilities.<sup>1</sup> In support of the request, RRI states that on March 17, 2020 a massive earthquake hit the Salt Lake City, Utah area and one of the towers used for the nighttime and critical hours pattern collapsed. Therefore, the station requests STA to operate non-directionally during nighttime and critical hours with power reduced to 25% of licensed power.

Specifically, KIHU(AM) requests nondirectional operation during nighttime and critical hours from its daytime tower. A reduced critical hours power of 10.5 kilowatts and a reduced nighttime power of 0.048 kilowatt are proposed.

Section 73.1680 of the Commission's rules provide for operation with emergency antenna facilities following damage to authorized antenna systems, provided that an informal request for continued use of an emergency antenna is filed with the Commission within 24 hours. In particular, Section 73.1680(b)(1) states that AM stations may use a horizontal or vertical wire or a nondirectional vertical element of a directional antenna as an emergency antenna. AM stations using an emergency nondirectional antenna or a horizontal or vertical wire pursuant to this section, in lieu of authorized directional facilities, shall operate with power reduced to 25% or less of the nominal licensed power, or, a higher power, not exceeding licensed power, while insuring that the radiated field strength does not exceed that authorized in any given azimuth for the corresponding hours of directional operation.

Accordingly, the request for STA IS HEREBY GRANTED. Station KIHU(AM) may operate non-directionally during nighttime and critical hours from the licensed daytime tower. The

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<sup>1</sup> KIHU(AM) is licensed for operation on 1010 kHz with a daytime power of 50 kilowatts, a nighttime power of 0.194 kilowatt, and a critical hours power of 42 kilowatts employing directional antenna patterns during nighttime and critical hours (DA2-U).

nighttime power must not exceed 0.0485 kilowatt and the critical hours power must not exceed 10.5 kilowatts. No changes are proposed to the daytime operation. It will be necessary to further reduce or cease operation if complaints of interference are received. KIHU(AM) must use whatever means are necessary to protect workers and the public from exposure to radio frequency radiation in excess of the Commission's exposure guidelines. *See* 47 CFR § 1.1310.

This authority expires on **September 20, 2020**.

**STA Advisory:** Section 309(f) of the Communications Act of 1934, as amended, authorizes the Commission to grant STA in cases of "extraordinary circumstances requiring temporary authorizations in the public interest and when delay in the institution of the temporary operations would seriously prejudice the public interest." However, Section 309(f) is not a means by which a licensee/permittee may circumvent established processing procedures which require the filing of an application, nor is it a means by which a broadcaster may enhance his facility or make operation more convenient for the broadcaster. Stations operating with less than licensed facilities under temporary authorities can be viewed as receiving the benefit of a larger protection area than that in which they are currently providing service.

Accordingly, Special Temporary Authorities by nature are to be temporary and are not intended for extended use. Licensees of stations operating under temporary authorities are reminded that timely restoration of permanent facilities is the responsibility of the licensee and should be undertaken expeditiously. Any request for extension of special temporary authorities carries an increased burden with each subsequent request.

Therefore, requests for extension of STA will be granted only where the licensee can show that one or more of the following criteria have been met:

- Restoration of licensed facilities is complete and testing is underway;
- Substantial progress has been made during the most recent STA period toward restoration of licensed operation; or
- No progress has been made during the most recent STA period for reasons clearly beyond the licensee's control, and the licensee has taken all possible steps to expeditiously resolve the problem.

Sincerely,

A handwritten signature in dark ink, reading "Jerome J. Manarchuck". The signature is fluid and cursive, with the first name "Jerome" and last name "Manarchuck" clearly legible.

Jerome J. Manarchuck  
Audio Division  
Media Bureau

cc: Mark B. Denbo, Esq. (via email only)